



Attorney's Docket No.: 80398.P416

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Harold Aaron Ludtke, et al.

Application No.: 09/734,839

Filed: December 11, 2000

For: A Secure and Convenient Method and  
Apparatus for Storing and Transmitting  
Telephony-Based Data

Box Missing Parts  
Commissioner for Patents  
Washington, D.C. 20231

**RESPONSE TO NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)**  
**(FILING DATE GRANTED)**

Sir:

In response to the Notice of Incomplete Reply (Nonprovisional) (Filing Date Granted) mailed May 10, 2001, please find enclosed:

- (1) Substitute drawings in compliance with 37 CFR 1.84;
- (2) a copy of the Notice of Incomplete Reply;

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to Box Missing Parts, Commissioner for Patents, Washington, D.C. 20231

on May 24, 2001.

Dianne Neathery

(Name of Person Mailing Correspondence)

Dianne Neathery  
(Signature)

5-24-2001  
(Date of Signature)

- (3) a Petition for a two (2)-month extension of time under 37 C.F.R. § 1.136(a); and
- (4) a check in the amount of \$390.00 in payment of the extension of time fee.

If any additional fee is required, please charge Deposit Account No. 02-2666.  
A duplicate of this Response is enclosed for deposit account charging purposes.

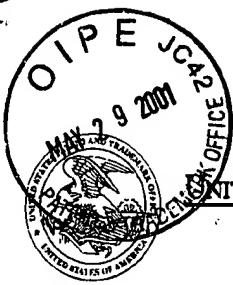
Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: May 24, 2001

Maria McCormack Sobrino  
Maria McCormack Sobrino  
Reg. No. 31,639

12400 Wilshire Blvd.  
Seventh Floor  
Los Angeles, CA 90025-1026  
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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/734,839	12/11/2000	Harold Aaron Ludtke	80398.P416

**CONFIRMATION NO. 4722**

## FORMALITIES LETTER



\*OC000000006060861\*

Jeffrey S. Smith  
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP  
Seventh Floor  
12400 Wilshire Boulevard  
Los Angeles, CA 90025-1026

Date Mailed: 05/10/2001

**NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)**

***Filing Date Granted***

The U.S. Patent and Trademark Office has received your reply on to the Notice mailed and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application.

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*

M. H. Hargrave

**Customer Service Center**  
**Initial Patent Examination Division (703) 308-1202**

**PART 2 - COPY TO BE RETURNED WITH RESPONSE**



## FEE TRANSMITTAL FOR FY 2001

TOTAL AMOUNT OF PAYMENT (\$) \$390.00

## Complete if Known:

Application No. 09/734,839Filing Date December 11, 2000First Named Inventor Harold Aaron Lutke, et al.Group Art Unit 2171Examiner Name UnassignedAttorney Docket No. 80398.P416

## METHOD OF PAYMENT (check one)

1.  The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number 02-2666  
Deposit Account Name \_\_\_\_\_

Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

Applicant claims small entity status. See 37 CFR 1.27

2.  Payment Enclosed:  Check  
 Credit Card  
 Money Order  
 Other

## FEE CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity				
Fee	Fee	Fee	Fee		
Code	(\$)	Code	(\$)		
101	710	201	355	Fee Description	Fee Paid
106	320	206	160	Utility application filing fee	_____
107	490	207	245	Design application filing fee	_____
108	710	208	355	Plant filing fee	_____
114	150	214	75	Reissue filing fee	_____
				Provisional application filing fee	_____
SUBTOTAL (1) \$ <u>.00</u>					

2. EXTRA CLAIM FEES

	Extra Claims	Fee from below	Fee Paid
Total Claims	<u>- 20** =</u>	<u>X</u>	<u>=</u>
Independent Claims	<u>- 3** =</u>	<u>X</u>	<u>=</u>
Multiple Dependent			<u>=</u>

\*\*Or number previously paid, if greater; For Reissues, see below.

## Large Entity Small Entity

Fee	Fee	Fee	Fee	Fee Description
Code	(\$)	Code	(\$)	
103	18	203	9	Claims in excess of 20
102	80	202	40	Independent claims in excess of 3
104	270	204	135	Multiple dependent claim, if not paid
109	80	209	40	**Reissue independent claims over original patent
110	18	210	9	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) \$ .00

**FEE CALCULATION (continued)**

**3. ADDITIONAL FEES**

<u>Large Entity</u>	<u>Small Entity</u>	<u>Fee Description</u>	<u>Fee Paid</u>
Fee Code	Fee (\$)	Fee Code (\$)	
105	130	205	65
127	50	227	25
			<b>Surcharge - late filing fee or oath</b>
			<b>Surcharge - late provisional filing fee or cover sheet</b>
139	130	139	130
147	2,520	147	2,520
112	920*	112	920*
			<b>Non-English specification</b>
			<b>For filing a request for ex parte reexamination</b>
			<b>Requesting publication of SIR prior to Examiner action</b>
113	1,840*	113	1,840*
			<b>Requesting publication of SIR after Examiner action</b>
115	110	215	55
116	390	216	195
117	890	217	445
118	1,390	218	695
128	1,890	228	945
119	310	219	155
120	310	220	155
121	270	221	135
138	1,510	138	1,510
140	110	240	55
141	1,240	241	620
142	1,240	242	620
143	440	243	220
144	600	244	300
122	130	122	130
123	50	123	50
126	180	126	180
581	40	581	40
			<b>Petition to institute a public use proceeding</b>
			<b>Petition to revive – unavoidable</b>
			<b>Petition to revive - unintentional</b>
			<b>Utility issue fee (or reissue)</b>
			<b>Design issue fee</b>
			<b>Plant issue fee</b>
			<b>Petitions to the Commissioner</b>
			<b>Processing fee under 37 CFR 1.17(q)</b>
			<b>Submission of Information Disclosure Stmt</b>
			<b>Recording each patent assignment per property (times number of properties)</b>
146	710	246	355
			<b>For filing a submission after final rejection (see 37 CFR 1.129(a))</b>
149	710	249	355
			<b>For each additional invention to be examined (see 37 CFR 1.129(b))</b>
179	710	279	355
169	900	169	900
			<b>Request for Continued Examination (RCE)</b>
			<b>Request for expedited examination of a design application</b>
195	300	195	300
			<b>Publication fee for early, voluntary, or normal publication</b>
196	300	196	300
194	130	194	130
098	130	098	130
091	1,240	091	1,240
			<b>Publication fee for republication</b>
			<b>Request for voluntary publication or republication</b>
			<b>Processing fee under 37 CFR 1.17(i)</b>
			<b>Acceptance of unintentionally delayed claim for priority</b>

Other fee (specify) \_\_\_\_\_

Other fee (specify) \_\_\_\_\_

**SUBTOTAL (3) \$ 390.00**

\*Reduced by Basic Filing Fee Paid

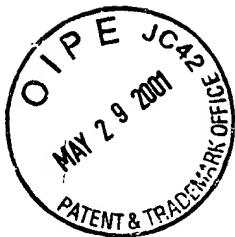
**SUBMITTED BY:**

Typed or Printed Name: Maria McCormack Sobrino

Signature: Maria McCormack Sobrino Date: May 24, 2001

Reg. Number: 31,639 Telephone Number: (408) 720-8300

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**



### Certificate of Mailing

I hereby certify that the correspondence listed on the postcard below are being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to Box Missing Parts, Commissioner for Patents, Washington, D. C. 20231

on May 24, 2001

Dianne Neathery

(Name of Person Mailing Correspondence)

Dianne Neathery  
(Signature)

5-24-2001

(Date of Signature)

Serial/Patent No.: 09/734,839 Filing/Issue Date: December 11, 2000

Client: Sony Corporation

Title: A Secure and Convenient Method and Apparatus for Storing and Transmitting Telephony Based Data

BSTZ File No.: 80398.P416 Atty/Secty Initials: MES/AEH/den

Date Mailed: May 24, 2001 Docket Due Date: May 24, 2001

The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:

<input type="checkbox"/> Amendment/Response (____ pgs.)	<input type="checkbox"/> Express Mail No.: _____	<input checked="" type="checkbox"/> Check No. <u>43015</u>
<input type="checkbox"/> Appeal Brief (____ pgs.) (in triplicate)	<input checked="" type="checkbox"/> Two (2) Month(s) Extension of Time	<input type="checkbox"/> Amt: <u>\$390.00</u>
<input type="checkbox"/> Application - Utility (____ pgs., with cover and abstract)	<input type="checkbox"/> Information Disclosure Statement & PTO 1449 (____ pgs.)	<input type="checkbox"/> Check No. _____
<input type="checkbox"/> Application - Rule 1.53(b) Continuation (____ pgs.)	<input type="checkbox"/> Issue Fee Transmittal	<input type="checkbox"/> Amt: _____
<input type="checkbox"/> Application - Rule 1.53(b) Divisional (____ pgs.)	<input type="checkbox"/> Notice of Appeal	
<input type="checkbox"/> Application - Rule 1.53(b) CIP (____ pgs.)	<input checked="" type="checkbox"/> Petition for Extension of Time	
<input type="checkbox"/> Application - Rule 1.53(d) CPA Transmittal (____ pgs.)	<input type="checkbox"/> Petition for _____	
<input type="checkbox"/> Application - Design (____ pgs.)	<input type="checkbox"/> Postcard	
<input type="checkbox"/> Application - PCT (____ pgs.)	<input type="checkbox"/> Power of Attorney (____ pgs.)	
<input type="checkbox"/> Application - Provisional (____ pgs.)	<input type="checkbox"/> Preliminary Amendment (____ pgs.)	
<input type="checkbox"/> Assignment and Cover Sheet	<input type="checkbox"/> Reply Brief (____ pgs.)	
<input checked="" type="checkbox"/> Certificate of Mailing <b>with postcard</b>	<input checked="" type="checkbox"/> Response to Notice of Missing Parts <b>Incomplete Reply</b>	
<input type="checkbox"/> Declaration & POA (____ pgs.)	<input type="checkbox"/> Small Entity Declaration for Indep. Inventor/Small Business	
<input type="checkbox"/> Disclosure Dscls & Otg & Cpy of Inventor Signed Letter (____ pgs.)	<input type="checkbox"/> Transmittal Letter, in duplicate	
<input checked="" type="checkbox"/> Drawings: <u>31</u> # of sheets includes <u>37</u> figures	<input checked="" type="checkbox"/> Fee Transmittal, in duplicate	

Other: Copy of Notice of Incomplete Reply (Filing Date Granted)